FORM PTO-1390 (REV. 5-93)

PARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

430 Rec'd PCT/PTO 2 2 JUL 1999 ATTORNE 2345/87 OCKET NUMBER

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

TRANSMITTAL LETTER TO THE UNITED STATES **DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371**

INTERNATIONAL APPLICATION NO. PCT/EP98/03086		INTERNATIONAL FILING DATE (26.05.98) 26 May 1998	PRIORITY DATES CLAIMED (06.06.97) 06 June 1997				
TITLE OF INVENTION DEVICE AND METHOD FOR RECEIVING DATA							
APPLICANT(S) FOR DO/EO/US ASSMUS, Ulf and ROTH, Michael							
Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information							
1. 🖾	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.						
2. 🗆	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.						
3. 🛛	This express request to begin national examination procedures (35 U.S.C. 371(f)) immediately rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).						
4. 🗆	A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.						
5 🛮	A copy of the International Application as filed (35 U.S.C. 371(c)(2))						
	a. 🗵 is transmitted herewith (required only if not transmitted by the International Bureau).						
₫ ь. [h ☐ has been transmitted by the International Bureau.						
c. \square is not required, as the application was filed in the United States Receiving Office (RO/US)							
6. X	A translation of the International Application into English (35 U.S.C. 371(c)(2)).						
Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))							
<u>"</u> _ a. □	are transmitted herewith (required only if not transmitted by the International Bureau).						
	☐ have been transmitted by the International Bureau.						
.≝. c. □	have not been made; however, the time limit for making such amendments has NOT expired.						
c. ∟	have not been made and will not be made.						
9 🗆	A translation of the amendments to the claims under	PCT Article 19 (35 U.S.C. 371(c)(3)).					
9. 🗆	An oath or declaration of the inventor(s) (35 U.S.C.	371(c)(4)).					
10. 🗆	A translation of the annexes to the International Prel	iminary Examination Report under PCT Article	36 (35 U.S.C. 371(c)(5)).				
Items 11. to 16. below concern other document(s) or information included:							
11.	An Information Disclosure Statement under 37 CFR						
12. 🗆	An assignment document for recording. A separate	cover sheet in compliance with 37 CFR 3.28 a	nd 3.31 is included.				
13. 🖾	A FIRST preliminary amendment.						
	A SECOND or SUBSEQUENT preliminary amendment	ent.					
14. 🗆	A substitute specification.						
15. 🗆	A change of power of attorney and/or address letter.						
16 🖾	Other items or information: PCT/PO/101						

EXPRESS NO.: EL179956328US

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U.S. APPLICATION NO. if known, see INTERNATIONAL APPLICATION NO. PCT/EP98/03086			S DOCKET NUMBER					
09/3	55149	PCT/EP98/03086		2345/87				
17. ⊠ The following fe	es are submitted:	CALCULATIONS	PTO USE ONLY					
Basic National Fee Search Report has	e (37 CFR 1.492(a)(1)-(5 been prepared by the EF							
International prelimi	inary examination fee pa							
No international pre international search	eliminary examination fee n fee paid to USPTO (37							
Neither internationa search fee (37 CFR	al preliminary examination (1.445(a)(2)) paid to USI							
International prelimi claims satisfied pro	inary examination fee pa visions of PCT Article 33							
	ENTER APPRO	PRIATE BASIC FE	E AMOUNT =	\$840.00				
Surcharge of \$130.00 for from the earliest claimed p		\$						
Claims	Number Filed	Number Extra	Rate					
≕otal Claims	17 - 20 =	0	X \$18.00	\$				
្សិ រិត្តdependent Claims	2 - 3 =	0	X \$78.00	\$				
name in the second control in the second co	(s) (if applicable)		+ \$260.00	\$				
Bress "	TOTA	\$ 840.00						
Reduction by 1/2 for filing also be filed. (Note 37 CF	by small entity, if applica R 1.9, 1.27, 1.28).	\$						
		\$						
#Processing fee of \$130.00	o for furnishing the Englishing	\$						
indicins from the earliest C	cialified priority date (07)	\$ 840.00						
Fee for recording the encl	losed assignment (37 CF	\$						
accompanied by an appro	opriate cover sheet (37 C	\$840.00						
				Amount to be: refunded	\$			
				charged	\$			
a. A check in the a	a. A check in the amount of \$ to cover the above fees is enclosed.							
b. Please charge my Deposit Account No. 11-0600 in the amount of \$840.00 to cover the above fees. A duplicate copy of this sheet is enclosed.								
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No11-0600 A duplicate copy of this sheet is enclosed.								
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.								
SEND ALL CORRESPON	NDENCE TO:	_(>						
Kenyon & Kenyon One Broadway New York, New York 1	0004	NAME	Michelle M. Carniaux, Reg. No. 36,098 NAME 23 51,1995 DATE					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

ASSMUS et al.

International Application

PCT/EP98/03086

International Filing Date

26 May 1998

For

DEVICE AND METHOD FOR RECEIVING

Assistant Commissioner for Patents Box PCT Washington, D.C. 20231

Attention: Legal Division

PETITION TO REVIVE UNDER 37 C.F.R. 1.137(b)

Sir:

Applicants hereby petition to revive the above-identified abandoned application under 37 C.F.R. 1.137(b). The application became unintentionally abandoned on February 6, 1999 for failure to enter the U.S. national phase by expiration of the 20-month deadline. A Demand for International Preliminary Examination Under PCT Chapter II was not filed.

Applicants are submitting herewith the following documents to initiate the U.S. National Phase filing under 35 U.S.C. 371:

- Transmittal Letter to the United States Designated/Elected Office a) Concerning a Filing Under 35 U.S.C. 371;
 - English translation of the International Application as filed; b)
 - Preliminary Amendment; c)

o到陆ing fees (authorization to charge Deposit Account No. 11-0600). 06/12/2000 BNICKSON 00000001 11d300

01 FC:141 1210.00 CH

Applicants' entire delay in filing the U.S. National Phase application from its due date of February 6, 1999 until the filling of this Petition was unintentional.

It is respectfully requested that a U.S. Serial Number be assigned to this application.

The Commissioner is authorized to charge \$1210.00 for payment of the fee under 37 C.F.R. §1.17(m) to Deposit Account No. 11-0600.

The Commissioner is also authorized to charge any additional fees or credit any overpayment to Deposit Account No. 11-0600. A duplicate copy of this communication is enclosed for charging purposes.

Respectfully submitted,

22 July 1991

Michelle M. Carniaux

Reg. No. 36,098

KENYON & KENYON

One Broadway

New York, New York 10004

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Facsimile: (212) 425-5288

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EXPRESS MAIL CERTIFICATE

"express mail" mailing label number <u>21799563-8</u>
DATE OF DEPOSIT 5014 22,1999
TYPE OF DOCUMENT NOW Phase Application FR: ASSMUSERO (2345/87)
SERIAL NO. TO be Assigned filing date Huewith
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH
THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO
ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE,
BY BEING HANDED TO A POSTAL CLERK OR BY BEING PLACED IN THE EXPRESS
MAIL BOX BEFORE THE POSTED DATE OF THE LAST PICK UP, AND IS
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON,
D.C. 20231.
BORIS POLANCO
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)
J. Jah
(SIGNATURE OF PERSON MAILING PAPER OR FEE)
a mathod for Receiving data